



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

3651  
#8  
811-03

Agent File No.: 13193-2us PAN/df

In re application of:

GERMAIN FOURNIER ET AL.

For: TURNING DEVICE FOR LUMBER AND THE LIKE

Filed: August 31, 2001

Serial No.: 09/942,682

Examiner: Richard Ridley

Group Art Unit: 3651

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT  
BASED ON FAILURE TO RECEIVE OFFICE ACTION**

Commissioner for Patents  
Mail Stop: PETITION  
P.O. Box 1450  
Alexandria, VA 22313-1450  
U.S.A.

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JUL 31 2003  
**GROUP 3600**

Sir:

This is in response to the Notice of Abandonment mailed on July 7, 2003, in view of Applicant's failure to respond to the Office letter mailed on November 26, 2002.

Following a search of the file jacket and docket records, Applicant respectfully submits that the Office letter was never received by the Applicant or his representative.

In support of Applicant's contention that the Office letter was never received, enclosed in Annex A is a copy of the docket record for this file where the nonreceived Office letter would have been entered had it been received and docketed, with the precise line on which it would have appeared highlighted in yellow. Every document that is received by our firm goes through the Mail Department. The Mail Department is responsible for entering every deadline before the mail is dispatched to the appropriate agent. Thereafter, the agents verify that the entered deadlines are correct. Two deadline dates are entered for every Office letter received from the United States Patent and Trademark Office: the deadline that is allotted by the USPTO, and the six-month final extension deadline. Based on a mailing date of November 26, 2002, the six-month final extension deadline for this particular Office letter would have been May 26, 2003. Therefore, we enclose in Annex B a printout of all deadlines that were entered by our Mail Department for the three-day period from May 25, 2003 to May 27, 2003, with the precise

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line where the nonreceived Office letter would have been entered had it been received and docketed highlighted in yellow.

Applicant believes that no fee is associated with this petition, however, should a fee be required, the Commissioner is hereby authorized to charge same to Account No. 19-5113.

In view of the above remarks, Applicant respectfully requests that a new Office letter be mailed by the Commissioner and that the holding of abandonment be withdrawn.

Respectfully submitted,

GERMAIN FOURNIER ET AL.

By:



Christian CAWTHORN (Reg. No. 47,352)

Attorney or Agent of Record

OGILVY RENAULT

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Montreal, Quebec, Canada H3A 2Y3

Tel.: (514) 847-4256

July 25, 2003

(Date)

Encl.

23/JUL/2003  
10:56:59

SWABEY OGILVY RENAULT  
File Details

Page 1  
Patent & TM

File Number: 13193-2US  
File Name:  
Patent Title: TURNING DEVICE FOR  
LUMBER AND THE LIKE  
Client: P.L.C. Inc.  
Old Number:  
Agent(s): Pierre Angers-Nguyen (435)  
Reference #: clic-013326



SPECIAL NOTE: June 3/03- File transferred to PAN due to the departure of MJS -ck

## SUMMARY

Filing type: P PATENT  
Case type: A2 DIRECT CLIENT FILING IN THE US  
Country code: US U.S.A.  
Case status: Pending Date:  
Patent #:

Filing certificate: yes Filing date: 31AUG2001  
App serial #: 09/942682

Patent title: TURNING DEVICE FOR LUMBER AND THE LIKE

Pro in charge: 435 Pierre Angers-Nguyen (435)

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## SUMMARY DETAILS

CPC: yes PCT or PCT N.P.: no Continuation no  
matter:  
Orig Case: no PCT II: - Type of continu:  
Country code: CA Interna filing date: Previous app #:  
Earliest priority dt: 05DEC2000 App serial #: Small entity: yes  
App serial #: 2327601

## EVENTS

Code	Date	Description	Year	Type	Done	Paid
OA-2M	Dec. 4, 2001	Missing Parts	0	OA	yes	yes
OA-6M	Apr. 4, 2002	Final Ext. Term	0	OA	yes	yes

## NAMES

### Assignees

Name1	Name2	Number
9063-3884 Quebec Inc.		ASGN-010968
2635-5727 Quebec Inc.		ASGN-009366

### Associates

Name1	Name2	Number
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### Applicants/Regis.PTM

Name1	Name2	Number
9063-3884 Quebec Inc.		APPL-113544

### Inventors

Name1	Name2	Number
Fournier	Germain	INVE-024881
Goulet	Claude	INVE-043139

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Activity List - OA Type

Page 1

Date	File No.	Decription	Name	Agent	Payment Date
May 25, 2003	1011-3135	Amendment	1011 Johnson & Johnson (NB)	342	May 23, 2003
May 25, 2003	1011-3685CA	3 Mth Ext to File Evidence	1011 Johnson & Johnson (NB)	470	Apr. 25, 2003
May 25, 2003	10326-55	Final Fee	10326 Pulp & Paper	520	Feb. 4, 2003
May 25, 2003	10669-273	Final Fee	10669 Laboratoires Servier, Les	570	Jan. 13, 2003
May 25, 2003	11739-29CA	Evidence & Docs	Mortimer 11739 Wood, Phillips, Katz, Clark &	570	May 22, 2003
May 25, 2003	11924-13US	Short Term	11924 Securitex Inc.	510	May 26, 2003
May 25, 2003	12130-15US	Issue Fee	12130 Techo-Bloc Inc.	505	Mar. 27, 2003
May 25, 2003	12385-17CAPR	Completion Doc's & Fees	12385 Centre des Technologies du Gaz	505	May 23, 2003
May 25, 2003	12401-1	Amendment	12401 Torchinsky, A.	520	Jan. 21, 2003
May 25, 2003	12806-30PCT	Priority Doc Due	12806 Shire BioChem Inc.	520	May 9, 2003
May 25, 2003	13738-7us	Short Term	Kalitec Signalisation Inc.	565	May 26, 2003
May 25, 2003	13967-12PCTPR	Correct Defects	Superieure Ecole de Technologie	495	May 1, 2003
May 25, 2003	14090-1	Amendment	Unilock Limited	515	Apr. 30, 2003
May 25, 2003	14551-2PCT	Correct Defects	inc. 14551 Peros Systemes Technologies	475	Apr. 30, 2003
May 25, 2003	1467-166	Amendment	1467 Cabinet Lavoix	505	Mar. 25, 2003
May 25, 2003	15203-12CA	Request Exam	Palermo , Robert F.	505	May 20, 2003
May 25, 2003	15203-2	Final Fee	Palermo , Robert F.	505	Jan. 8, 2003
May 25, 2003	15378-1CA	Reinstatement	Clete Darnell	505	Sep. 23, 2002
May 25, 2003	15379-13US-1	Final Ext. Term	Corporation Avestor Inc.	510	May 9, 2003
May 25, 2003	15620-1PCT	Priority Doc Due	Prado Technologies	435	Mar. 12, 2003
May 25, 2003	16032-8CAPR	To Be Filed	16032 Les Technologies Elcotech Inc.	480	May 22, 2003

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Activity List - OA Type

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Date	File No.	Description	Name	Agent	Payment Date
May 25, 2003	16319-140PCT	Correct Defects	Mosaid Technologies, Inc.	433	
May 25, 2003	16350-22PCT	Correct Defects	Idelix Software Inc.	472	
May 25, 2003	1770-277EP	Amendment	1770 McGill University (OTT)	570	May 9, 2003
May 25, 2003	2354-457CA	Evidence & Docs	2354 Cabot Corp.	530	Apr. 8, 2003
May 25, 2003	2600-93CA	OR Reinstatement	Berggren Oy Ab	505	May 27, 2002
May 25, 2003	2750-464	Request Exam	Patent Office 2750 Hikari-Sakae International	530	Dec. 19, 2002
May 25, 2003	2900-3077CA	Final Fee	2900 Bayer Corporation	520	May 15, 2003
May 25, 2003	2993-384US	Short Term	Pratt & Whitney Canada Corp.	410	June 2, 2003
May 25, 2003	3085-700	Final Fee	3085 Schering-Plough Corp.	520	Feb. 26, 2003
May 25, 2003	3085-925CA	sequence listing	3085 Schering-Plough Corp.	570	May 12, 2003
May 25, 2003	3423-267	Amendment	3423 Kolster Oy	505	May 26, 2003
May 25, 2003	3580-708CA	Final Fee	3580 Roche Diagnostics GmbH -Pharma	550	May 2, 2003
May 25, 2003	6013-48CA	Final Fee	6013 Université Laval	565	Dec. 27, 2002
May 25, 2003	6013-76CA	Ogilvy Reinstatement	6013 Université Laval	475	May 27, 2002
May 25, 2003	6584-95CA	Reinstatement	6584 Ladas & Parry (NY)	500	
May 25, 2003	7091-131	Final Fee	7091 Regimbeau: Cabinet	570	Apr. 11, 2003
May 25, 2003	7091-575CA	Response	7091 Regimbeau: Cabinet	530	May 22, 2003
May 25, 2003	7631-366CA	PCT 30 MO DEADLINE	auf Aktien P25/7631 Henkel Kommanditgesellschaft	470	May 13, 2003
May 25, 2003	7723-64CA	Evidence & Docs	G.E. Ehrlich (1995) Ltd.	550	May 13, 2003
May 25, 2003	7998-51CA	Reinstate/Seq. List	Townsend, Townsend & Crew CA11	460	Apr. 4, 2003
May 25, 2003	8426-1250CA	OR Reinstatement	8426 Merck & Co. (US)	570	May 1, 2003

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Date	File No.	Description	Name	Agent	Payment Date
May 25, 2003	9-13523-31US	Missing Parts-Final Ext	Stinger Wellhead Protection	595	May 2, 2003
May 25, 2003	9-13530-8US	Final Ext. Term	13530 Oxy-Arc International, Inc	595	Feb. 27, 2003
May 25, 2003	9-15349-3US	Short Term	Roy J. Dunlop	595	May 12, 2003
May 25, 2003	9-15459-1PCT	Correct Defects	HotButton Solutions Inc.	595	May 2, 2003
May 25, 2003	9-2425-1102	Reinstatement	2425 Modiano Dr. & Associati SpA	342	July 17, 2002
May 25, 2003	9-7484-62CA	New Case	7484 Lorenz & Kollegen	485	May 13, 2003
May 25, 2003	9166-38	Reply & Required Affidavit	Cutter Biological	520	May 26, 2003
May 25, 2003	9264-187CA	Evidence	9264 Shell International Ltd.	520	Apr. 23, 2003
May 25, 2003	P57-PCA67	Ogilvy Reinstatement	Crowell & Moring LLP	470	May 27, 2002
May 25, 2003	P58-PCA26	Amendment	7805 Woodcock Washburn LLP	460	May 26, 2003
May 26, 2003	1011-3980CA	SEQUENCE LISTING DUE	1011 Johnson & Johnson (NB)	470	
May 26, 2003	10455-2	Reinstatement	Greyhound Corporation	520	May 22, 2003
May 26, 2003	10855-41CA	Reinstatement	10855 Perkins Coie LLP	570	July 8, 2002
May 26, 2003	12168-1us-1	Short Term	12168 Angiogene Inc.	550	May 27, 2003
May 26, 2003	12547-23	Request Exam	12547 Cabinet Ballot Schmit	505	May 23, 2003
May 26, 2003	12926-12US	2nd Mth Ext of time	12926 Xanthus Life Sciences	570	May 28, 2003
May 26, 2003	13485-1	Request Exam	13485 Permaline Sports, Inc.	415	Mar. 6, 2000
May 26, 2003	13494-2ep	Translation & Fees	Lefebvre Frères Ltée/Ltd.	565	May 26, 2003
May 26, 2003	13905-3PCT	Req Exam PCT II	13905 Codagen Technologies Corp.	580	May 21, 2003
May 26, 2003	14080-13	Amendment	Mark Kusner Co., LPA	515	Jan. 20, 2003
May 26, 2003	14267-2AU	Request Exam	14267 NEKS Technologies Inc.	435	May 26, 2003
May 26, 2003	14825-1us-1	Final Ext. Term	Ulkem: Ilhan	505	Apr. 30, 2003

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Date	File No.	Description	Name	Agent	Payment Date
May 26, 2003	14842-1CA	Reinstatement	Servi Technologies Inc.	580	July 10, 2003
May 26, 2003	15077-5PCT	Reply to Written Opinion	Groupe Minutia Inc.	530	May 23, 2003
May 26, 2003	15077-5PCT	Reply to Written Opinion	Groupe Minutia Inc.	530	May 23, 2003
May 26, 2003	15130-1	Request Exam	Intellectual Property Group Avencia Limited	570	Mar. 4, 2002
May 26, 2003	15228-17US	Short Term	ORTHOsoft Inc.	410	June 2, 2003
May 26, 2003	15237-1US	Issue Fee & Corrected Drawings	Stealth International	515	Mar. 25, 2003
May 26, 2003	15493-1US	Missing Parts - Final Ext Term	AgroTerra Biotech Inc.	475	Jan. 24, 2003
May 26, 2003	16350-1US	Short Term	Idelix Software Inc.	472	Apr. 21, 2003
May 26, 2003	1770-174au	Request Exam	1770 McGill University (OTT)	550	Sep. 27, 2000
May 26, 2003	1770-174au	Request Exam	1770 McGill University (OTT)	550	May 15, 2003
May 26, 2003	1770-174ca	Request Exam	1770 McGill University (OTT)	550	May 16, 2003
May 26, 2003	1770-280AU	Request Exam	1770 McGill University (OTT)	570	May 8, 2003
May 26, 2003	1770-297US	RESPONSE DUE-FINAL	1770 McGill University (OTT)	460	
May 26, 2003	2429-852	Request Exam	2429 Nakamura & Partners	530	May 22, 2003
May 26, 2003	2721-330CA	Evidence	2721 Klauber & Jackson	570	Mar. 10, 2003
May 26, 2003	2900-2099	Final Fee	Bayer AG	520	May 12, 2003
May 26, 2003	3085-764	Amendment	3085 Schering-Plough Corp.	520	May 9, 2003
May 26, 2003	4387-512CA	Evidence	4387 Renner Otto Boisselle & Sklar	505	May 26, 2003
May 26, 2003	6056-148	Amendment	6056 Wallenstein & Wagner	505	May 28, 2003
May 26, 2003	6603-94	Final Fee	Von Kreisler Selting Werner	520	May 23, 2003
May 26, 2003	7091-584CA	Evidence	7091 Regimbeau: Cabinet	530	May 20, 2003
May 26, 2003	8426-1143	Request Exam	8426 Merck & Co. (US)	520	May 20, 2003

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Date	File No.	Description	Name	Agent	Payment Date
May 26, 2003	8426-1580PCT	Req Exam PCT II	8426 Merck & Co. (US)	520	May 9, 2003
May 26, 2003	9-13520-7CZ	OA Response Due	Engineering Dynamics Ltd.	595	May 27, 2003
May 26, 2003	9-13528-77US	Short Term	Ottawa Nortel Networks Limited	540	May 22, 2003
May 26, 2003	9-13528-99US	Short Term	Ottawa Nortel Networks Limited	540	May 7, 2003
May 26, 2003	9-15572-2PCT	Nat Entry PCT I	Health Canada	540	May 26, 2003
May 26, 2003	9-16271-2CA	Reinstatement	Devon Canada Corporation	547	Aug. 28, 2002
May 26, 2003	p17-pep11	Elect coun. Transl.	DuPont Canada Inc.	470	May 26, 2003
May 26, 2003	P170-PAU15	Request Exam	Mount Sinai Hospital	425	May 23, 2003
May 26, 2003	P36-PCT11	Amendment	12806 Shire BioChem Inc.	470	May 29, 2003
May 26, 2003	P59-PCA155	OR Reinstatement	6643 Hamilton, Brook, Smith...	470	Apr. 24, 2003
May 27, 2003	10150-43gb	Reply to Examiner's Report	10150 Glopak Inc. (Mtl)	552	May 26, 2003
May 27, 2003	10562-16	REQUEST FOR EXAMINATION	10562 Giant Factories	505	May 15, 2003
May 27, 2003	1063-511CA	New Case	1063 J.A. Kemp & Co.	550	May 21, 2003
May 27, 2003	10662-89EP	Resp / Instructions	10662 Université de Montréal	480	May 27, 2003
May 27, 2003	10669-191	Amendment	10669 Laboratoires Servier, Les	570	May 14, 2003
May 27, 2003	11016-2	Final Fee	11016 Itech Sport Products	505	Mar. 26, 2003
May 27, 2003	11693-33CA	New Case	11693 BOSTON GREENBERG TRAUIG LLP	550	May 26, 2003
May 27, 2003	11988-1	Reinstatement	11988 Indesco	535	
May 27, 2003	12168-2EP	Application in HK	12168 Angiogene Inc.	550	May 26, 2003
May 27, 2003	12806-26CA	Evidence	12806 Shire BioChem Inc.	520	Feb. 17, 2003
May 27, 2003	12806-26CA	Reply & Doc's.	12806 Shire BioChem Inc.	520	May 9, 2003
May 27, 2003	13372-1	Amendment	Delta Pharmaceuticals, Inc.	520	May 23, 2003

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Date	File No.	Description	Name	Agent	Payment Date
May 27, 2003	13462-1ca	Request Exam	13462 Shinar Linguistic Tech. Inc.	585	Apr. 15, 2003
May 27, 2003	13833-76CA	Evidence	A. Kato & Associates	530	Apr. 17, 2003
May 27, 2003	14232-1	Final Fee	Cameron, Diane	515	Apr. 7, 2003
May 27, 2003	14349-1US-1	Final Ext. Term	14349 Ventitech Medical Devices Inc.	565	Mar. 10, 2003
May 27, 2003	15194-65CA	New Case	Novozymes A/S	520	May 20, 2003
May 27, 2003	15228-34USPR	File Case	ORTHOsoft Inc.	435	May 29, 2003
May 27, 2003	15379-8US-1	Short Term	Corporation Avestor Inc.	480	May 27, 2003
May 27, 2003	15482-1US-1	Short Term	Kontron Communications Inc.	510	May 26, 2003
May 27, 2003	15508-45CA	Request Exam	15508 Noveon, Inc.	520	May 12, 2003
May 27, 2003	15671-1CA	Evidence	15671 Scies et Metaux Profab Inc.	510	May 22, 2003
May 27, 2003	15673-1CA	Request Exam	Limited Bateman Materials Handling	470	May 26, 2003
May 27, 2003	15880-1CAPR	Evidence	15880 Vie de Ville Inc.	500	Nov. 19, 2002
May 27, 2003	15880-1CAPR	Foreign Filing	15880 Vie de Ville Inc.	500	May 27, 2003
May 27, 2003	16108-1US	Short Term	16108 Global-e- Bang	557	May 16, 2003
May 27, 2003	16108-1US-1	Short Term	16108 Global-e- Bang	557	May 16, 2003
May 27, 2003	16108-1US-2	Short Term	16108 Global-e- Bang	557	May 16, 2003
May 27, 2003	16340-20CA	Evidence	16340 PixelWorks	577	
May 27, 2003	16443-14CA	Amendment	16443 ROETZEL & ANDRESS (CLEVELAND)	485	May 27, 2003
May 27, 2003	16643-1CA	Amendment	16643 CABINET GRYNWALD	505	May 26, 2003
May 27, 2003	1770-101ep	Ext - Amendment	1770 McGill University (OTT)	520	May 22, 2003
May 27, 2003	1770-274US	IDS	1770 McGill University (OTT)	425	May 27, 2003

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Date	File No.	Description	Name	Agent	Payment Date
May 27, 2003	1770-274USPR	IDS	1770 McGill University (OTT)	425	June 3, 2003
May 27, 2003	2485-415CA	Request Exam	2485 Karl F. Ross, P.C.	550	June 1, 2000
May 27, 2003	3085-723	Amendment	3085 Schering-Plough Corp.	520	May 22, 2003
May 27, 2003	3085-926CA	Sequence Listing	3085 Schering-Plough Corp.	570	May 20, 2003
May 27, 2003	3423-507	Request Exam	3423 Kolster Oy	505	May 27, 2003
May 27, 2003	4411-60CA	Request Exam	Garrett & Dunner, LLP Finnegan, Henderson, Farabow,	500	May 23, 2001
May 27, 2003	4411-89CA	Request Exam	Garrett & Dunner, LLP Finnegan, Henderson, Farabow,	500	Mar. 17, 2000
May 27, 2003	4659-451CA	Evidence	4659 Weickmann & Weickmann	520	Sep. 25, 2002
May 27, 2003	4820-274CA	New Case	Edwards & Angell, LLP	505	May 27, 2003
May 27, 2003	5032-181	Final Fee	5032 Diller Ramik & Wright	500	Apr. 24, 2003
May 27, 2003	6070-266CA	Evidence	6070 Fish & Richardson P.C.	550	May 13, 2003
May 27, 2003	6289-21	Reply / Doc's.	6289 Awapatent AB	505	May 23, 2003
May 27, 2003	731-740	Request Exam	731 Cleveland F.J.	505	May 27, 2003
May 27, 2003	7631-147CA	RESPONSE DUE	auf Aktien P25/7631 Henkel Kommanditgesellschaft	470	May 27, 2003
May 27, 2003	8426-1007	Final Fee	8426 Merck & Co. (US)	520	Feb. 25, 2003
May 27, 2003	8426-1640CA	New Case	8426 Merck & Co. (US)	520	May 5, 2003
May 27, 2003	8527-48CA	Evidence	8527 Cabinet Armengaud Aine	570	Mar. 10, 2003
May 27, 2003	8568-138	Request Exam	8568 Sogerrail	530	May 27, 2003
May 27, 2003	8708-477CA	New Design	8708 Germain & Maureau (Cabinet)	552	May 27, 2003
May 27, 2003	8708-478CA	New Design	8708 Germain & Maureau (Cabinet)	552	May 27, 2003
May 27, 2003	8841-141	Request Exam	8841 Leydig Voit & Mayer Ltd.	530	Mar. 17, 2003

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Date	File No.	Description	Name	Agent	Payment Date
May 27, 2003	9-13528-112EP	HONG KONG FILING	Ottawa Nortel Networks Limited	540	May 20, 2003
May 27, 2003	9-13528-161PCT	Nat Entry PCT I	Ottawa Nortel Networks Limited	595	Apr. 29, 2003
May 27, 2003	9-13528-161US	Publication Corr. Due	Ottawa Nortel Networks Limited	595	May 20, 2003
May 27, 2003	9-13528-43US	Final Ext. Term	Ottawa Nortel Networks Limited	595	Feb. 27, 2003
May 27, 2003	9-14204-5	Request Exam	Coudert Brothers -California	595	
May 27, 2003	9158-795CA	Evidence	9158 GlaxoSmithKline (N.C.)	520	Feb. 14, 2003
May 27, 2003	9158-851CA	Evidence	9158 GlaxoSmithKline (N.C.)	520	May 22, 2003
May 27, 2003	9158-852CA	Evidence	9158 GlaxoSmithKline (N.C.)	520	May 22, 2003
May 27, 2003	9351-66CA	Reply	Boston Hale & Dorr, LLP.	570	May 27, 2003
May 27, 2003	P165-PEP3	Examination Fee	14971 University Health Network	470	
May 27, 2003	P17-PUS96	Issue Fee	DuPont Canada Inc.	470	May 27, 2003
May 27, 2003	P25-PCA197	RESPONSE DUE	auf Aktien P25/7631 Henkel Kommanditgesellschaft	470	May 27, 2003
May 27, 2003	P291-US4	1stExt Response Due	DELEX Therapeutics Inc.	430	
May 27, 2003	P31-CA66	Request Exam	(VA) Morrison & Foerster LLP	470	

End of report.

164 record(s) printed.